HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.23719 of 2007

Date: December 7, 2007

Between:
M. Ramana Reddy. … Petitioner

And

The Superintending Engineer,
Irrigation CAD, Irrigation Circle,
Kadapa-1, Kadapa District. … Respondent

* * *

ORDER:

This court ordered notice before admission and directed *status quo* to be maintained for a limited period on 07.11.2007 and subsequent thereto the same was extended for a limited period. W.V.M.P.No.3121 of 2007 is filed to vacate the interim order.

2. The writ petition is filed for a writ of *Mandamus* declaring action of the respondent in giving the work of formation of saddle bund including construction of surplus weir of Varikunta Tank near Varikunta in Kasinayana Mandal of Kadapa District through tenders as published in tender notification dated 31.10.2007 in stead of giving the work to the petitioner on nomination basis, as illegal, unjust, arbitrary and against the principles of equity and fair play and consequently set aside the tender notification dated 31.10.2007 issued by the respondent inviting tenders in respect of the work of Formation of Saddle bund including construction of surplus weir of Varikunta tank near Varikunta in Kasinayana Mandal of Kadapa District and pass such other suitable orders.

3. In the counter-affidavit several averments made in the affidavit filed in support of the petition had been denied. A specific

stand was taken that rules do not permit allotment of the work to petitioner on nomination basis and rules do not permit to assign the work to the petitioner in the interest of single person's benefit. Hence, his contention to allot the work on nomination basis does not arise and cannot be considered.

4. In view of the same, no relief can be granted in the writ petition. The writ petition is accordingly dismissed. No costs.

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(P.S. NARAYANA, J)

Date: December 7, 2007.
BSB